

# REAL ESTATE BOARD

## MINUTES OF MEETING

October 24, 2002

The Real Estate Board met at the Department of Professional and Occupational Regulation, 3600 W. Broad Street, Richmond, Virginia. The following Board members were present:

Joseph K. Funkhouser, II, Chairman  
Marjorie Clark  
Florence Daniels  
Gerald S. Divaris  
Sharon Parker Johnson  
R. Schaefer Oglesby  
S. Ronald Owens

Board members not present:

Lawrence E. Marshall, II  
Frank J. Quayle, III

Also present were:

Louise Fontaine Ware, Director  
Sandra Whitley Ryals, Chief Deputy Director  
Karen W. O'Neal, Deputy Director  
Christine Martine, Assistant Director  
Camille C. Palmer, Administrative Assistant

Present for portions of the meeting were:

Steven L. Arthur, Deputy Director, Administration and Finance  
Bonnie Rhea Adams, Assistant Director, Post Adjudication  
Susan Garbini, Legal Assistant, Enforcement  
John Cancelleri, Fair Housing Administrator  
Liz Hayes, Fair Housing Investigative Supervisor  
Werner Versch, II, Board Administrator  
William A. Diamond, Office of the Attorney General  
Ellen Coates, Office of the Attorney General

Chairman Funkhouser called the meeting to order at 9:16 a.m.

No one addressed the Board during the **Public Comment** period.

**Public Comment Period**

Upon a properly seconded motion by Mr. Oglesby, the **agenda** was approved.

**Agenda**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, Daniels and Oglesby.

Upon a properly seconded motion by Mr. Oglesby, the **minutes** of the **September 12, 2002 Board meeting** were approved.

**Minutes**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, Daniels and Oglesby.

Chairman Funkhouser mentioned that Board member training will be provided towards the end of the meeting and encouraged all members to remain for the training.

**William Leon Jackson and Doreen Lavon Jackson v. Ryan Homes, Christine Hawley and NVR, Inc., REB File Number 2002-02901.** Mr. & Mrs. Jackson were present and addressed the Board. Also, Mr. Andrew Holzwarths, representing Ryan Homes and Ms. Hawley, Sales Representative, were present and addressed the Board.

**Fair Housing  
Administrator's Report**

Upon a properly seconded motion by Ms. Clark, the Board voted to approve the conciliation agreements identified in the fair housing report as:

**Ernest F. Toler v. Pine Tree Village MHP and Juanita N. Carter, REB File Number 2002-02631**

**The Virginia Real Estate Board v. The Free Lance-Star Publishing Co. of Fredericksburg, REB File Number : 2002-03318**

**Mark and Heather Williams v. Ethel Crowe, REB File Number: 2003-00061**

**Cynthia Terry v. Nioka and Bruce Marshall, REB File Number: 2002-03289**

**Donna Farrell v. Partnership 22, L.P. d/b/a South Main Commons, Harbor Group Management Co., Melissa Poventud and Candace Golladay, REB File Number: 2002-02418**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, Daniels and Oglesby.

Upon a properly seconded motion by Ms. Clark, the Board voted to close as administrative closures the following cases identified in the fair housing report as:

**Stacia and Shawn O'Connor v. ReMax/First Choice, Inc., Davidson Lunger and Carol Stadfield, REB File Number: 2002-02157**

**Mikayla Stock v. Skyline House Management Association and Silvia Gusbey, REB File Number: 2002-02489**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, Daniels and Oglesby.

Upon a properly seconded motion by Ms. Clark, the Board voted to close as no cause the following case identified in the fair housing report as:

**Lorrie Folyton v. Earl and Lisa Tignor, REB File Number: 2002-03087**

**William Leon Jackson and Doreen Lavon Jackson v. Ryan Homes, Christine Hawley and NVR, Inc., REB File Number: 2002-02901**

**Shavon West v. Henrico Apartments, Susan Hajdelenko and Humphrey Hospitality Trust Mortgage Company, REB File Number: 2002-03014**

**Douglas Braun v. Andrea Martin, J.H. Martin, Century Realty and J.H. Martin Enterprise, REB File Number: 2002-03011**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, Daniels and Oglesby.

Upon a properly seconded motion by Ms. Daniels, the Board voted to approve the **Fair Housing Minutes of September 12, 2002.**

Voting for this action were Funkhouser, Divaris, Oglesby, Owens, Clark, Daniels and Johnson.

Mr. John Cancelleri, Fair Housing Administrator mentioned that he had participated as a speaker, sponsor and exhibitor at the Virginia Association of Realtor's Conference which was held in Williamsburg,

**Fair Housing**  
**Administrative Issues**

Virginia on October 9-12, 2002.

Mr. Cancelleri also mentioned that Fair Housing received a grant from Housing Urban Development (HUD) which consisted of a partnership component.

The Board considered the matter of **Georgeanna Fowler Gibbs, File Number 2001-03008**. Ms. Georgeanna Fowler Gibbs, respondent, and Ralph E. Main, attorney, were present and addressed the Board. Upon a properly seconded motion by Mr. Divaris, the Board voted to ratify the Consent Order finding violation of § 54.1-2131(A)(2)(a) imposing a penalty of \$500.00, for Count I; finding a violation of the Board's 1999 Regulation 18 VAC 135-20-300(7), imposing a monetary penalty of \$250.00 for Count II; finding a violation of the Board's 1999 Regulation 18 VAC 135-20-320(3) imposing a monetary penalty of \$250.00 for Count III; finding a violation of the Board's 1999 Regulation 18 VAC 135-20-270(3) imposing a monetary penalty of \$500.00 for Count IV; finding a violation of § 54.1-2138(C) imposing a monetary penalty of \$200.00 for Count V, for a total penalty of \$1,700.00. Gibbs agrees to the immediate revocation of her broker's licenses, including the associate broker license and the principal broker's license, and the simultaneous issuance of a salesperson's license. Gibbs further agrees to an Agreement for Licensure for a period of 3 (three) years with Gibbs reporting quarterly and her principal broker reporting quarterly. Gibbs also agrees to pay Board costs in the amount of \$300.00.

**Georgeanna Fowler  
Gibbs  
File Number 2001-03008**

Voting for this action were Funkhouser, Divaris, Clark, Daniels and Johnson. Mr. Owens, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter. Mr. Oglesby recused himself from the discussion and abstained from voting in this matter because Mr. Montague and Mr. Oglesby are business partners.

The Board considered the matter of **Ziad M. El-Aker, File Number 2003- 00125**. Mr. El-Aker, applicant, was present and addressed the Board. Upon a properly seconded motion by Ms. Clark, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to approve Mr. El-Aker's application for real estate salesperson's license, with the stipulation that Mr. El-Aker be required to report to the Board on a quarterly basis for a period of three years, as well as his supervising broker for a period of three years.

**Ziad M. El-Aker  
File Number 2003-00125**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

The Board considered the matter of **William S. Dravis, File Number 2003- 00003**. Mr. Dravis was present and addressed the Board. Upon a properly seconded motion by Mr. Owens, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to approve Mr. Dravis' application for a Real Estate salesperson's license.

**William S. Dravis**  
**File Number 2003-00003**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

The Board considered the matter of **Chinh Duong, File Number 2003-00002**. Mr. Chinh was present and addressed the Board. Upon a properly seconded motion by Ms. Johnson, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to approve Mr. Duong's application for a Real Estate salesperson's license.

**Chinh Duong**  
**File Number 2003-00002**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

The Board considered the matter of **W. Deane Williams, File Number 2001-00900**. Mr. Thomas Griffin, complainant, and Mr. Williams, respondent, were present and addressed the Board. Upon a properly seconded motion by Mr. Owens, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary, finding a violation of the Board's 1999 Regulation 18 VAC 135-20-260(8) and (9), for Count I, imposing a monetary penalty of \$300.00 and finding a violation of § 54.1-2131(A)(2)(c), for Count II, imposing a monetary penalty of \$300.00 and finding a violation of § 54.1-2131(A)(4), for Count III, imposing a monetary penalty of \$300.00. The total monetary penalty of \$900.00 was imposed.

**W. Deane Williams**  
**File Number 2001-00900**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion in this matter.

The Board considered the matter of **Philip Doherty, File Number 2001-01799**. Cynthia Nash and Christopher Miller, complainants, were present and addressed the Board. Upon a properly seconded motion by Mr.

**Philip Doherty**  
**File Number 2001-01799**

Owens, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary, finding a violation of § 54.1-2138(A) imposing a monetary penalty of \$300.00 for Count I; and finding no violation for Counts II, III, and IV and to close the file with no violations.

Voting "YES" for this action were Funkhouser, Owens, Clark, Johnson, and Oglesby. Voting "NO" for this action was Mr. Divaris. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

The Board considered the matter of **Sharon L. Howard, File Number 2002-03251**. Mr. Donald Grigly, attorney, and Mr. Howard, respondent's husband, were present and addressed the Board. Upon a properly seconded motion by Mr. Divaris, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary finding a violation of the Board's 1999 Regulation 135-20-320(3), for Count I, imposing a monetary penalty of \$100.00 and finding a violation of the Board's 1999 Regulation 18 VAC 135-20-260(8), for Count II, imposing a monetary penalty of \$100.00. The total monetary penalty of \$200.00 was imposed.

**Sharon L. Howard**  
**File Number 2002-03251**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

The Board considered the matter of **Linwood D. Howard, File Number 2002-03252**. Mr. Grigly, attorney, and Mr. Howard, respondent, were present and addressed the Board. Upon a properly seconded motion by Ms. Clark, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary finding violation of the Board's 1999 Regulation 18 VAC 135-20-320(3) imposing a monetary penalty of \$100.00 for Count I; finding a violation of the Board's 1999 Regulation 18 VAC 135-20-260(8) imposing a monetary penalty of \$100.00 for Count II; finding a violation of the Board's 1999 Regulation 135-20-260(8) imposing a monetary penalty of \$100.00 for Count III; finding a violation of the Board's 1999 Regulation 18 VAC 135-20-180(C)(2) imposing a monetary penalty of \$100.00 for Count IV; finding a violation of the Real Estate Board's 1999 Regulation 18 VAC 135-20-180(B)(1.a) imposing a monetary penalty of \$100.00 for Count V. The total monetary of \$500.00 was imposed.

**Linwood D. Howard**  
**File Number 2002-03252**



Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

The Board considered the matter of **Eddie L. Jackson, Jr., File Number 2003-00235**. Mr. Jackson was present and addressed the Board. Upon a properly seconded motion by Mr. Oglesby, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to approve Mr. Jackson's application for a Real Estate salesperson's license

**Eddie L. Jackson, Jr.**  
**File Number 2003-00235**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

Upon a properly seconded motion by Ms. Johnson, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference to approve Mr. Martin's application for a Real Estate salesperson's license.

**Michael L. Martin**  
**File Number 2003-00236**

Voting "YES" were Johnson, Funkhouser and Oglesby. Voting "NO" were Divaris, Owens and Clark. The motion failed.

Upon a properly seconded motion by Mr. Owens, the Board voted to reject the recommendation contained in the Informal Fact Finding Conference and deny the approval of Mr. Martin's application for Real Estate salesperson's license. The reasons for the denial were due to the number of convictions, the type of convictions, as they involved fraud, and the convictions were too recent.

Voting "YES" were Funkhouser, Divaris, Clark and Owens. Voting "NO" were Johnson and Oglesby. The motion passed. Ms. Daniels who conducted the Informal Fact Finding Conference did not participate in the discussion or vote in this matter.

The Board considered the matter of **Brian C. Bagans, File Number 2003-00639**. Upon a properly seconded motion by Mr. Oglesby, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to approve Mr. Bagan's application for a Real Estate salesperson's license.

**Brian C. Bagans**  
**File Number 2003-00639**

Voting for this action were Funkhouser, Divaris, Owens, Oglesby, Clark and Johnson. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

The Board considered the matter of **Bradley D. Gregory, File Number 2002-02258**. Ms. Barbara Tinsley, Ms. Patricia Nuernberg, and Ms. Jean Marshall, complainants and Mr. Marchant, attorney and Mr. Gregory, respondent, were present and addressed the Board. Upon a properly seconded motion by Mr. Oglesby, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary finding a violation of the Code of Virginia § 54.1-2132(A)(4) imposing a monetary penalty of \$100.00 for Count I.

**Bradley D. Gregory**  
**File Number 2002-02258**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

The Board considered the matter of **Robert G. McBride, File Number 2002-02784**. Mr. McBride, respondent, and Mr. Pritchard, attorney were present and addressed the Board. Upon a properly seconded motion by Mr. Divaris, the Board voted to ratify the Consent Order finding a violation of the Board's 1999 Regulation 18 VAC 135-20-180 (A)(1), 18 VAC 135-20-180 (B) (1.a) and 18 VAC 135-20-180 (B) (2.a) imposing a monetary penalty of \$2500.00 and finding a violation of the Board's 1999 Regulation 18 VAC 135-20-260 (9) imposing a monetary penalty of \$2500.00. The total monetary penalty of \$5000.00 was imposed. Mr. McBride also agrees to take the following classroom courses within six months of the effective date of the order and report completion of these courses to the Board:

**Robert G. McBride**  
**File Number 2002-02784**

1. Brokerage Escrow Management (minimum of 3 hours)
2. Ethics and Standards of Conduct (minimum of 2 hours)

Mr. McBride additionally agrees to periodic review of his escrow accounts by the Department of Professional and Occupational Regulation.

Voting for this action were Funkhouser, Clark, Johnson, Divaris and Daniels. Mr. Owens and Mr. Oglesby who conducted the Informal Fact Finding Conference did not participate in the discussion or vote in this matter.

The Board considered the matter of **Deborah J. Dendtler, File Number**

**Deborah J. Dendtler**



**2001-02205.** Mr. Stephen Demm, attorney and Ms. Dendtler were present and addressed the Board. Chairman Funkhouser recommended deferring this matter to the next Board so that Board members can further review the case.

**File Number 2001-02205**

The Board recessed at 10:52 a.m. and reconvened at 11:12 a.m.

**Recess**

The Board considered the matter of **James E. Taylor, File Number 2002-03399.** Mr. Johnson, complainant, was present but declined to speak. Upon a properly seconded motion by Ms. Clark, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to finding a violation of § 54.1-2135(A)(5) imposing a monetary penalty of \$100.00 for Count I; finding a violation of the Board's 1999 Regulation 18 VAC 135-20-180(C)(2) imposing a monetary penalty of \$100.00 for Count II; finding a violation of the Board's 1999 Regulation 18 VAC 135-20-260(8) imposing a monetary penalty of \$100.00 for Count III; finding a violation of the Board's 1999 Regulation 18 VAC 135-20-300(7) imposing a monetary penalty of \$100.00 for Count IV; finding no violations for Counts V, VI, VII, VIII and IX and finding a violation of the Board's 1999 Regulation 18 VAC 135-20-290(2) imposing a monetary penalty of \$100.00 for Count X. The total monetary penalty imposed was \$500.00.

**James E. Taylor**  
**File Number 2002-03399**

Voting for this action were Funkhouser, Clark, Johnson, Divaris and Daniels. Mr. Owens and Mr. Oglesby who conducted the Informal Fact Finding Conference did not participate in the discussion of vote in this matter.

The Board considered the matter of **Joseph E. Ricks, File Number 2002-03400.** Mr. Johnson, complainant, was present but declined to speak. Upon a properly seconded motion by Mr. Divaris, the Board voted to find Mr. Ricks in violation of § 54.1-2135(A)(5) for Count I; the Board's 1999 Regulation 18 VAC 135-20-260(8) for Count II; the Board's 1999 Regulation 18 VAC 135-20-310(2) for Count III; the Board's 1999 Regulation 18 VAC 135-20-320(6) for Count IV; the Board's 1999 Regulation 18 VAC 135-20-180(B)(4) for Count V; the Board's 1999 Regulation 18 VAC 135-20-320(3) for Count VI and § 54.1-2133(A)(4) for Count VII.

**Joseph E. Ricks**  
**File Number 2002-03400**

Voting for this action were Funkhouser, Clark, Johnson, Divaris and Daniels.

Upon a properly seconded motion by Mr. Divaris, the Board voted to reject the sanction recommendation for each count contained in the

Informal Fact Finding Conference and to increase the penalty to \$750.00 for each count for a total monetary penalty of \$5250.00 and to suspend Mr. Ricks' Broker's license for six months based upon his previous disciplinary history.

Voting for this action were Funkhouser, Clark, Johnson, Divaris and Daniels. Mr. Owens and Mr. Oglesby who conducted the Informal Fact Finding Conference did not participate in the discussion of vote in this matter.

The Board considered the matter of **Carl E. Scott, Sr., File Number 2002-02117**. Upon a properly seconded motion by Mr. Divaris, the Board voted finding Mr. Scott in violation of § 54.1-2131(A) (4) for Count I; the Board's 1999 Regulation 18 VAC 135-20-310(2) for Count II; the Board's 1999 Regulation 18 VAC 135-20-290(2) for Count III and the Board's 1999 Regulation 18 VAC 135-20-310(2) for Count IV.

**Carl E. Scott, Sr.**  
**File Number 2002-02117**

Voting for this action were Funkhouser, Clark, Johnson, Divaris and Daniels

Upon a properly seconded motion by Mr. Divaris, the Board voted to reject the sanction recommendation and to increase the penalty for each count by doubling the recommended sanction amount. The sanction increase was based on previous disciplinary history. The monetary penalty is as follows: Count I, \$600.00; Count II, 400.00; Count III, \$300.00; Count IV, \$300.00. The total monetary penalty of \$1600.00 was imposed.

Voting for this action was Funkhouser, Clark, Johnson, Divaris and Daniels. Mr. Owens and Mr. Oglesby who conducted the Informal Fact Finding Conference did not participate in the discussion of vote in this matter.

The Board considered the matter of **Sharon A. Minor, File Number 2003-03340**. Upon a properly seconded motion by Ms. Clark, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to approve Ms. Minor's application for a Real Estate salesperson's license.

**Sharon A. Minor**  
**File Number 2003-03340**

Voting for this action were Funkhouser, Clark, Johnson, Divaris, and Daniels. Mr. Owens and Mr. Oglesby who conducted the Informal Fact Finding Conference did not participate in the discussion of vote in this matter.

The Board considered the matter of **Audrie C. Mendoza, File Number 2003-00237**. Upon a properly seconded motion by Ms. Johnson, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to approve Ms. Mendoza's application for a Real Estate salesperson's license.

**Audrie C. Mendoza**  
**File Number 2003-00237**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

The Board considered the matter of **Charles J. McCotter, File Number 2003-00012**. Upon a properly seconded motion by Ms. Johnson, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to approve Mr. McCotter's application for a Real Estate broker's license by reciprocity.

**Charles J. McCotter**  
**File Number 2003-00012**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

The Board considered the matter of **Dwanna M. Minnard, File Number 2002-02600**. Upon a properly seconded motion by Mr. Oglesby, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary finding a violation of the Board's 1999 Regulations 18 VAC 135-20-260 (8) and (9) imposing a monetary penalty of \$150.00 for Count I.

**Dwanna M. Minnard**  
**File Number 2002-02600**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

The Board considered the matter of **Maria B. McCasland, File Number 2002-02793**. Upon a properly seconded motion by Mr. Owens, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary finding a violation of the Board's 1999 Regulation 18 VAC 135-20-210(B) imposing a monetary penalty of \$300.00 for Count I.

**Maria B. McCasland**  
**File Number 2002-02793**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

The Board considered the matter of **Traci L. Morris, File Number 2003-0001**. Upon a properly seconded motion by Mr. Oglesby, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to approve Ms. Morris' application for real estate salesperson's license.

**Traci L. Morris**  
**File Number 2003-0001**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

The Board considered the matter of **Minh T. Barrett, File Number 2003-00126**. Upon a properly seconded motion by Mr. Oglesby, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to approve Ms. Barrett's application for Real Estate salesperson's license

**Minh T. Barrett**  
**File Number 2003-00126**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

The Board considered the matter of **Michael V. Laing, File Number 2003-00178**. Upon a properly seconded motion by Ms. Johnson, the Board voted accept the recommendation contained in the Informal Fact Finding Conference Summary to approve Mr. Laing's application for Real Estate salesperson's license

**Michael V. Laing**  
**File Number 2003-00178**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

The Board considered the matter of **Marion C. Barry, File Number 2003-00176**. Upon a properly seconded motion by Mr. Oglesby, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to approve Mr. Barry's application for Real Estate salesperson's license.

**Marion C. Barry**  
**File Number 2003-00176**

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, and Oglesby. Ms. Daniels, who conducted the Informal Fact Finding Conference, did not participate in the discussion or vote in this matter.

Mr. Werner Versch, II, Board Administrator, summarized comments received for Time Share Regulations.

**Time Share Regulations**

Upon a properly seconded motion by Mr. Oglesby, the Board voted to accept the Real Estate Time Share summary and proposed responses as received.

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, Daniels and Oglesby.

Upon a properly seconded motion by Mr. Oglesby, the Board voted to approve the Proposed Real Estate Time Share Regulations as Final.

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, Daniels and Oglesby.

Ms. Karen O'Neal, Deputy Director, summarized comments received for Real Estate Licensing Regulations.

**Licensing Regulations**

During the discussion of Real Estate Licensing Regulations, the Board recommended striking "crime" located on page 10, paragraph 4, page 17, paragraph 8 and page 57, paragraph 5 of the Licensing Regulations and replacing the word "crime" with "any felony or misdemeanor."

Upon a properly seconded motion by Ms. Johnson, the Board voted to approve the Real Estate Licensing Regulations Summary as amended.

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, Daniels and Oglesby.

Upon a properly seconded motion by Mr. Divaris, the Board voted to approve the Proposed Real Estate Licensing Regulations as amended.

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, Daniels and Oglesby.

Fair Housing Regulations will be presented at the Board's December meeting.

Upon a properly seconded motion by Mr. Oglesby, the Board voted to approve the changes contained in the Association Disclosure Packet Notice.

**Old Business**

Voting for this action were Funkhouser, Owens, Clark, Johnson,

Divaris, Daniels and Oglesby.

Upon a properly seconded motion by Mr. Oglesby, the Board voted to approve the changes contained in the Time Share Annual Report.

Voting for this action were Funkhouser, Owens, Clark, Johnson, Divaris, Daniels and Oglesby.

Mr. Owens read the Education Committee Report. Upon a properly seconded motion by Mr. Owens, the recommendations contained in the report were adopted as received.

**Education Committee Report**

Voting for this action were Funkhouser, Marshall, Oglesby, Owens, Clark, Daniels and Johnson.

Mr. Steven Arthur, Deputy Director for Administration and Finance conducted Board member training.

**New Business**

The meeting was **adjourned** at 1:05 p.m.

**Adjourn**

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Joseph K. Funkhouser, II  
Chairman

\_\_\_\_\_  
Louise Fontaine Ware, Secretary

Copy Teste:

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Custodian of the Record